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**FILED**

**MAY - 7 2008**

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

STEVEN DAY,  
a/k/a Steven Lamont Day,

Defendant.

No. CR-08-0247 SBA

PETITION FOR AND WRIT OF HABEAS  
CORPUS AD PROSEQUENDUM

TO: The Honorable Edward M. Chen, United States Magistrate Judge of the United  
States District Court for the Northern District of California:

Assistant United States Attorney James C. Mann respectfully requests that this Court  
issue a Writ of Habeas Corpus Ad Prosequendum for the person of prisoner, STEVEN DAY  
(a/k/a Steven Lamont Day), whose place of custody and jailor are set forth in the requested Writ,

1 attached hereto. The prisoner is required as the defendant in the above-entitled matter in this  
2 Court, and therefore petitioner prays that this Court issue the Writ as presented.

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4 Dated: May 1, 2008

Respectfully submitted,

5 JOSEPH P. RUSSONIELLO  
6 United States Attorney

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9 JAMES C. MANN  
10 Assistant United States Attorney  
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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

STEVEN DAY,  
a/k/a Steven Lamont Day,

Defendant.

No. CR-08-0247 SBA

~~PROPOSED~~ ORDER GRANTING  
PETITION FOR AND WRIT OF HABEAS  
CORPUS AD PROSEQUENDUM

Upon motion of the United States of America, and good cause appearing therefore,  
IT IS HEREBY ORDERED that the United States' request for issuance of a Writ of  
Habeas Corpus Ad Prosequendum requiring the production of defendant STEVEN DAY (a/k/a  
Steven Lamont Day) before the Hon. Wayne D. Brazil, United States Magistrate Judge, at 10:00  
a.m. on Friday, May 23, 2008 or as soon thereafter as may be practicable, is granted, and the  
Writ shall be issued as presented.

DATED: 5/2/08

  
HON. EDWARD M. CHEN  
United States Magistrate Judge

1 THE PRESIDENT OF THE UNITED STATES OF AMERICA

2 TO: FEDERICO ROCHA, United States Marshal, Northern District of California, and/or any of  
3 his authorized deputies, and the Sheriff for Alameda County, and/or any of his authorized  
4 deputies:

4 GREETINGS

5 WE COMMAND that on Friday, May 23, 2008, at 10:00 a.m., or as soon thereafter as  
6 practicable, you have and produce the body of STEVEN DAY (a/k/a Steven Lamont Day) (PFN  
7 BER705), in your custody in the Santa Rita Jail, or any other institution in the Sheriff's custody,  
8 before the United States District Court in and for the Northern District of California, in the  
9 Courtroom of the Hon. Wayne D. Brazil, United States Magistrate, 1301 Clay Street, Oakland,  
10 California 94612 on the third floor, in order that STEVEN DAY may then appear for initial  
11 appearance upon the charges heretofore filed against him in the above-entitled Court, and that  
12 immediately after said hearing to return him forthwith to said above-mentioned institution or  
13 abide by such order of the above-entitled Court as shall thereafter be made concerning the  
14 custody of said prisoner, and further to produce said prisoner at all times necessary until the  
15 termination of the proceedings in this Court;

16 IT IS FURTHER ORDERED that should the local or state custodian release from its custody  
17 the above-named person, he be immediately delivered and remanded to the United States  
18 Marshal and/or his authorized deputies under this Writ.

19 WITNESS the Hon. Edward M. Chen, United States Magistrate Judge, United States District  
20 Court for the Northern District of California.

21 DATED: May 7, 2008

22 CLERK, UNITED STATES DISTRICT COURT  
23 NORTHERN DISTRICT OF CALIFORNIA

24 By:   
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26 DEPUTY CLERK  
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